

Town Board Meeting Agenda
September 6, 2016
Meeting No. 25

THIS MEETING IS BEING RECORDED



1. ***Roll Call:***
2. ***Pledge of Allegiance:***
3. ***Invocation – Ronald Ruffino, Sr. Council Member***
4. ***Persons Addressing the Town Board (on prefiled or suspended resolutions only):***

The Town Board will hear the concerns of persons desiring to address the Town Board on any **prefiled or proposed suspended resolutions** for a period of thirty (30) minutes.

Procedure

1. Raise his/her hand and be recognized by the Supervisor.
2. Give his/her name and address to the Town Clerk.
3. Speak directly to the Town Board members, not the audience, using the microphone provided.
4. Speak **once for five (5) minutes or less**, unless the Town Board grants a speaker an extension of this time limit.

5. ***Public Hearings at 7:15 P.M.: No. 1 Amend V & T Ordinance (No Parking)***
No. 2 Amend V & T Ordinance (Limited Parking)

Public Hearing at 8:00 P.M.: No. 3 Unsafe Building, 29 Hess Place

6. ***Official Reports:***
7. ***Report of Town Board Committees:***
8. ***Presentation of prefiled resolutions by Town Board Members:***

1. Coleman/ _____ Approve Minutes Of The Joint Meeting Of The Town Board And The Planning Board Held August 15, 2016 And The Regular Meeting Of The Town Board Held August 15, 2016, Also Approve Minutes Of The Special Town Board Meeting Held August 17, 2016
2. Coleman/ _____ Approve Audited Claims
3. Abraham/ _____ Acknowledge Issuance Of Building Permits
4. Ruffino/ _____ Authorize Game Room License AMF Bowling Center Inc. [AMF Bowling Centers Inc.]
5. Coleman/ _____ Confirm Membership Roster Twin District VFC [Twin District VFC]
6. Abraham/ _____ Adopt SEQR Negative Declaration Re: Russell's Steak, Chops & More Pre-engineered Storage Building [Russell's Steak, Chops & More Pre-Engineered Storage Building]
7. Abraham/ _____ Amend V&T Ordinance Re: Parking, Standing & Stopping Hidden Pines Subdivision ((No Parking) [Ordinance: V&T Parking, Standing & Stopping]

8. Abraham/_____ Amend V&T Ordinance Re: Parking, Standing & Stopping Hidden Pines Subdivision ((Limited Parking) [Ordinance: V&T Parking, Standing & Stopping]
9. Coleman/_____ Allocate Budget Appropriation For Tree Planting Fee Fund For 2016 Unanticipated Tree Removal (Emerald Ash Bore) [Budget]
10. Ruffino/_____ Authorize Erie County Bid Provider May's Tree Service Inc. To Remove Ash Trees [Purchasing Services]
11. Abraham/_____ Approve Site Plan Russell's Steak, Chops & More Pre-Engineered Storage Building [Russell's Steak, Chops & More]
12. Abraham/_____ Set Public Hearing Re: Amend V&T Ordinance Re: Parking, Standing & Stopping Deer Cross Subdivision [Ordinance: V&T Parking, Standing & Stopping]
13. Gaczewski/_____ Accept Sidewalks Creekside At Pleasant Meadows Subdivision 6 Phase I [Creekside At Pleasant Meadows Subdivision VI Phase I]
14. Ruffino/_____ Authorize Agreement NYS Office Of Alcoholism & Substance Abuse Services Re: 2016 Drug Abuse & Prevention Programs [State Aid]
15. Coleman/_____ Accept End Of Year Audits For Town For 2015 [Audits]
16. Coleman/_____ Accept End Of Year Audits For Departments Of Clerk & Municipal Court For 2015 [Audits]
17. Coleman/_____ Authorize Aid Application Re: New York State Department of Transportation Bridge NY Grant [State Aid]
18. Abraham/_____ Set Public Hearing Re: Special Use Permit Application C.J. Krantz Topsoil Inc., Topsoil Shredding [Set Public Hearing Re: Special Use Permit Application C.J. Krantz Topsoil Inc.]
19. Coleman/_____ Request Assistance & Funding NYSDOT (Region 5), Governor Cuomo & Empire State Development Re: Infrastructure Improvements [NYSDOT (Region 5, Governor Cuomo & Empire State Development)]
20. Coleman/_____ Appoint Brian Stanek Laborer, Highway Department & John Pilato Laborer, Parks, Recreation & Forestry Department [Stanek, Brian], [Pilato, John]
21. Coleman/_____ Appoint Amy Sharkey Clerk Typist [Sharkey, Amy]
22. Gaczewski/_____ Accept Sidewalk, Pavement & Curb, Waterline & Storm Sewer At Cross Creek Subdivision VII [Cross Creek Subdivision Phase VII]
23. Gaczewski/_____ Authorize Supervisor To Execute Proposal Clark Patterson Lee Design Proposals Re: Engineering Services Plumb Bottom Creek Streambank Stabilization Project [Plumb Bottom Creek Streambank Stabilization Project]

9. Presentation of Communications By Town Clerk:
(See Schedule Attached)

10. Persons Addressing the Town Board (on any subject):

The Town Board will hear the concerns of persons desiring to address the Town Board on any Town of Lancaster subject for a period of thirty (30) minutes.

<u>Procedure</u>
<div>1. Raise his/her hand and be recognized by the Supervisor.</div> <div>2. Give his/her name and address to the Town Clerk.</div> <div>3. Speak directly to the Town Board members, not the audience, using the microphone provided.</div> <div>4. Speak once for five (5) minutes or less, unless the Town Board grants a speaker an extension of this time limit.</div>

11. *Adjournment:*

COMMUNICATIONS & REPORTS

- 488. Business Administrator Iroquois Central School District to Town Clerk –
Certified school tax rate for the school year 2016-2017 for Iroquois
Central School District. Disposition =**
- 489. Lancaster Town Band to Supervisor –
Thank you for support for this year's concert series and continued support
of the Lancaster Town Band. Disposition =**
- 490. Duplicate communication**
- 491. Police Officer Jeffrey Smith to Deputy Town Clerk –
No objection to Game License Application for Lancaster Lanes. Disposition =**
- 492. Erie County Dept. of Environment & Planning to property owner/resident –
Construction activity notice regarding paving work through Transit Rd./
William St. intersection and along William St. later in 2016. Disposition =**
- 493. Town Clerk to Town Board –
Transmittal of Special Use Permit Application for Sandbanks, Gravel Pits
and Stone Quarries for P.M. Peppermint, Inc., 31 Peppermint Rd. Disposition =**
- 494. Twin District Volunteer Fire Co. to Town Clerk –
Change in roster. Disposition =**
- 495. Charter Communications to Supervisor –
Developments affecting Time Warner Cable subscribers in the Western
New York Division. Disposition =**
- 496. Planning Board Chairman to Town Board, Planning Board, Engineering
Consultant, Town Attorney, Highway Superintendent and Building Inspector –
Draft copy of minutes and recommendations memos from August 3, 2016
Planning Board meeting. Disposition =**
- 497. Richard Walczak to Supervisor –
Comments and concerns regarding vehicular traffic in the Windsor Ridge
Subdivision. Disposition =**
- 498. Village of Lancaster to Town Clerk –
Minutes from regular meeting held on July 25, 2016. Disposition =**
- 499. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Dept. of Public Works regarding Precision
Scale, 140 Rotech Dr., Proj. #5281. Disposition =**
- 500. Park Crew Chief to Supervisor and Town Board –
Request for resolution to appropriate \$30,000 of tree fee funds for increase in
emergency requests due to hazard of dead Ash Trees on Town right-of-ways
and vacant land. Disposition =**
- 501. Park Crew Chief to Supervisor and Town Board –
Request for resolution to have ten Ash Trees on Town property adjacent
to 42 Running Brook Dr. removed by May's Tree Service, Inc.,
P.O. Box 540, Lancaster, NY 14086. Disposition =**
- 502. Catherine Mangione to Town Board –
Request for installation of a street light near 11 Gordon Avenue. Disposition =**
- 503. Sarah Barraclough to Town Board –
Request for installation of a street light at 12 Gordon Avenue. Disposition =**
- 504. Town Attorney to Town Board and Planning Board –
SEQR response from NYS Dept. of Environmental Conservation regarding
Precision Scale, 140 Rotech Dr., Proj. #5281. Disposition =**

505. Town Engineer to Town Board –
Recommend PIP #685 sidewalks – Creekside at Pleasant Meadows Subdivision 6
Phase 1 be accepted by the Town. Disposition =
506. Gerald Herberger to Supervisor –
Thank you to the Town of Lancaster and Mays Tree Service for addressing
the problem with dead Ash Trees bordering his property that were on Town
property. Disposition =
507. Police Officer Jeffrey Smith to Town Clerk –
No objection to granting fireworks permit to Lancaster Country Club for
9/3/2016. Disposition =
508. Town Clerk to Town Board –
Special Use Permit Application for Topsoil Removal for P.M. Peppermint, Inc.,
31 Peppermint Road. Disposition =
509. Code Enforcement Officer to Town Board –
Recommend approval of Special Use Permit Application for PM Peppermint, Inc.,
31 Peppermint Road with conditions. Disposition =
510. Code Enforcement Officer to Town Board –
Recommend to revoke any and all Use Permits, Operational Permits and
Certificates of Occupancy issued to Online Limousine/WNY Motorsports,
3568 Walden Avenue due to the continued disregard for the requirements
specified in both codes. Disposition =
511. Town Clerk to Highway Superintendent, Senior Citizens Coordinator,
Police Chief, Park Crew Chief, Youth Bureau Director, Office of Emergency
Management, Town Board and Carmen Ciccarelli –
Polling places for 2016 Primary & General Elections. Disposition =
512. Town Clerk to Mark Maier, Lancaster Country Club –
Transmittal of fireworks permit for Lancaster Country Club for 9/3/2016.
Disposition =
513. Town Attorney to Town Clerk –
Transmittal of Maintenance Bond for PIP #685 Sidewalk public improvement
for The Creekside at Pleasant Meadows Subdivision 6: Phase 1. Disposition =
514. Richard Goss, Lancaster Central School Dept. of Music to Supervisor –
Request for use of Lion's Picnic Shelter, adjacent to The Senior Citizens
Center & Lancaster Youth Bureau for annual band picnic/party on
September 25, 2016 from noon – 2:00 PM. Disposition =
515. Commissioner of NYS Department of Transportation to Supervisor –
Announcement of availability of funding to support transportation-related
projects and programs. Disposition =
516. Park Crew Chief to Supervisor and Town Board –
Thanks for continued support in the ongoing battle with the emerald ash bore.
Disposition =
517. Steven Press to Town Board –
Request for reduction of speed limit from current 45 mph to 35 mph on
Pavement Road between Walden Avenue and Broadway. Disposition =
518. Reilly Meegan Architecture to Town Clerk –
Notice of Site Plan Review for Lancaster Mini Mart, 5424 Broadway.
Disposition =
519. Park Crew Chief to Supervisor and Town Board –
Request for resolution to purchase one 96" Snow V-Blade from Bobcat of
Buffalo, 6511 South Transit Road, Lockport, NY. Disposition =

520. Town of Clarence to Town Clerk –
Solicitation for Lead Agency Status for Town of Clarence Comprehensive Plan 2030, Proj. #TOC82416. Disposition =
521. Marc Shuttleworth, Buffalo Distribution, Inc. to NYS Dept. of Transportation –
Transit Road Corridor future project, Village of Depew. Disposition =
522. Highway Superintendent to Town Board –
Request for resolution appointing Brian Stanek to the position of Laborer Grade #1 in the Highway Department effective September 12, 2016. Disposition =
523. Park Crew Chief to Supervisor and Town Board –
Request for resolution appointing John Pilato to the position of Laborer in the Parks, Recreation & Forestry Dept. effective September 12, 2016. Disposition =
524. Town Attorney to Supervisor, Town Engineer, Town Code Enforcement Officer and Town Clerk –
SEQRA Review – Joe Basil Resale Center Renovation, 5111 Transit Road, Town of Lancaster, Proj. #1506. Disposition =
525. Town Attorney to Town Board and Planning Board –
SEQR response from NYS Dept. of Environmental Protection regarding Apple Rubber Products Addition, 204 Cemetery Road, Proj. #2562. Disposition =
526. Town Attorney to Town Board and Planning Board –
SEQR responses from Erie County Division Environmental Planning and Erie County Division of Sewerage Management regarding Upstate Towers Co. LLC, Mohawk/Juniper, Proj. #6023. Disposition =
527. Town Attorney to Town Board and Planning Board –
SEQR responses from Erie County Division Environmental Planning and Erie County Division of Sewerage Management regarding Upstate Tower Co. LLC, South Penora St., Proj. #6018. Disposition =
528. Town Attorney to Town Board and Planning Board –
SEQR response from NYS Dept. of Environmental Conservation regarding Apple Blossom 3-Lot Development, South of Apple Blossom Blvd., Proj. #6030. Disposition =
529. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Division of Sewerage Management regarding Rezone Royal Car Wash, 6645 Transit Road; GB to CMS. Disposition =
530. Police Chief to Supervisor –
Request for resolution appointing Amy Sharkey to the position of Clerk Typist Confidential in the Police Dept. effective September 14, 2016. Disposition =
531. Town Engineer to Town Board –
Recommend acceptance of Public Improvement Permits for Cross Creek Subdivision, Phase 7 for P.I.P.#748 - Sidewalks, P.I.P.#749 - Pavement & Curb, P.I.P.#750 - Waterline, and P.I.P.#751 – Storm sewer. Disposition =
532. Town Clerk to Various News Media –
Notice of Special Meeting of Town Board and Planning Board for SEQRA review: Site Plan: Autowave Truck Repair Center, 1035 Ransom Road on September 6, 2016 at 6:15PM. Disposition =
533. Town Attorney to Town Clerk –
Transmittal of Maintenance Bonds for Sidewalk, Pavement & Curb, Water Line, and Storm Sewer public improvements for Cross Creek Subdivision, Phase 7; and request for resolution accepting P.I.P.#748 - Sidewalks, P.I.P.#749 - Pavement & Curb, P.I.P.#750 - Waterline, and P.I.P.#751 – Storm sewer. Disposition =
534. Police Chief to Town Clerk –
Articles and communications. Disposition =

- 535. Code Enforcement Officer to Town Board –
Setback variances will be required to issue a building permit for Special Use Permit – Up State Tower Co., LLC, South Penora St. Disposition =**
- 536. Code Enforcement Officer to Town Board –
Setback variances will be required to issue a building permit for Special Use Permit – Up State Tower Co., LLC, Mohawk Pl. Disposition =**
- 537. Erie County Department of Social Services to Supervisor –
Information regarding 2016-2017 Home Energy Assistance Program (HEAP).
Disposition =**